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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

KOLESAR & LEATHAM, CHTD.
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Las Vegas, Nevada 89102
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ELAN MICROELECTRONICS
CORPORATION,

Plaintiff,

vs.

PIXCIR MICROELECTRONICS CO. LTD.,

Defendant.

Case No.: 2:10-cv-00014-RCJ-PAL

**DECLARATION OF JASON A.
ENGLUND IN SUPPORT OF
OPPOSITION TO PIXCIR
MICROELECTRONICS CO. LTD'S.
MOTION TO DISMISS FOR LACK
OF JURISDICTION**

Jason A. Englund, hereby declares the following under penalty of perjury:

1. I am over the age of 18 years old and I reside in San Jose, Santa Clara County, California. I have personal knowledge of the following facts, and if called to testify I could and would testify competently to the matters stated herein.
2. On December 7, 2009, I purchased two (2) Acer Aspire 5738PG-6306 laptops

1 from Cost Central for \$1,884.39, including shipping. The laptops were shipped to my attention
2 at 3000 El Camino Real, 2 Palo Alto Square, Suite 400, Palo Alto CA 94306. **Exhibit A** is a
3 true and correct copy of the invoice from Cost Central. According to their website,
4 CostCentral.com is located in Erie Pennsylvania.

5 3. In addition to Costcentral.com, at the time I made that purchase the above laptop
6 was also available from other websites, including at least Tigerdirect.com and Amazon.com. I
7 chose Costcentral.com based on the fact that their shipping fees were the lower, rendering it the
8 lowest cost option at the time.

9 4. I declare under penalty of perjury, under the laws of the State of Nevada
10 (NRS 53.045) and under the laws of the United States of America, that the foregoing is true and
11 correct.

EXECUTED this 21st day of October, 2010, in Menlo Park, California

Jason A. Englund

CERTIFICATE OF SERVICE

I hereby certify that I am a shareholder of Kolesar & Leatham, Chtd., and that on the 21st day of October, 2010, I caused to be served a true and correct copy of foregoing

4 DECLARATION OF JASON A. ENGLUND IN SUPPORT OF OPPOSITION TO PIXCIR
5 MICROELECTRONICS CO. LTD'S. MOTION TO DISMISS FOR LACK OF
6 JURISDICTION in the following manner:

(ELECTRONIC SERVICE) Pursuant to FRCP 5(b)(3) and LR 5-4, the above-referenced document was electronically filed and served upon the parties listed below through the Court's Case Management and Electronic Case Filing (CM/ECF) system:

10 W. West Allen
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12 Las Vegas, NV 89169

*Attorneys for Defendant
Pixcir Microelectronics Corporation*

(UNITED STATES MAIL) By depositing a copy of the above-referenced document for mailing in the United States Mail, first-class postage prepaid, at Las Vegas, Nevada, to the parties listed below at their last-known mailing addresses, on the date above written:

18 Robert E. Krebs, Esq.
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22 *Attorneys for Defendant*
23 *Pixcir Microelectronics Corporation*

24 DATED this 21st day of October, 2010

KOLE SAR & LEATHAM, CHTD.

By: Robert J. Caldwell
ROBERT J. CALDWELL, ESQ.